

Application No. HORWO-P3197

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Tim P. Horwood, et al.

Conf. No.: 4906

Serial No.: 10/606,605

Art Unit: 3751

Filed: June 26, 2003

Examiner: Phillips, Charles E.

For: PORTABLE SPA

Mail Stop: Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

TRANSMITTAL

Sir:

Transmitted herewith for entry and consideration in the above-identified U.S. patent application are:

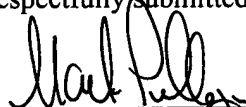
1. Response to Notice of Informal or Non-Responsive Amendment (3 pp.);
2. Exhibit A: Decision Granting Petition filed under Petition Under 37 C.F.R. §1.183 to allow the petitioner to proceed with prosecution of the application without the signature of an inventor (2 pp.);
3. Exhibit B: Copy of Response to Election Requirement as submitted to the USPTO on September 20, 2004 (5 pp.).

Applicant believes no fee(s) are due, however the Commissioner is hereby authorized to charge any underpayment of fees associated with this communication, or credit any overpayment, to Deposit Account No. 08-2624.

Respectfully submitted,

Date:

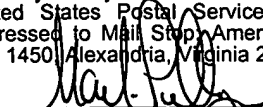
2/04/05


Mark A. Pellegrini (Reg. No. 50,233)
J. Mark Holland & Associates,
a Professional Law Corporation
3 Civic Plaza, Suite 210
Newport Beach, California 92660
Telephone: 949-718-6750
PTO Customer Number 21,259

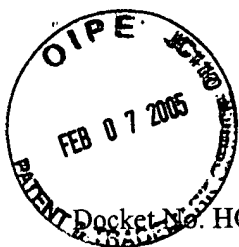
Z:\WinWord\HORWO\P3197\3197Trans_Feb2005.doc

Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on the date indicated below.


Mark A. Pellegrini, Reg. No. 50,233

2/04/05
DATE



Docket No. HORWO-P3197

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Tim P. Horwood, et al. Conf. No.: 4906
Serial No.: 10/606,605 Art Unit: 3751
Filed: June 26, 2003 Examiner: Phillips, Charles E.
For: PORTABLE SPA

Mail Stop: Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

RESPONSE TO NOTICE OF INFORMAL OR NON-RESPONSIVE AMENDMENT

Sir:

This communication is in response to the Notice of Informal or Non-Responsive Amendment dated January 26, 2005. Applicant respectfully requests entering of the Response to the Election Requirement submitted on September 20, 2004, enclosed herewith.

An Election Requirement, in the above-identified application, was mailed on March 19, 2004.

A response to the Election Requirement with a (5) five-month extension fee was filed on September 20, 2004. In the response, Claims 1-16 were withdrawn and Claim 17 was amended. Accordingly, Claims 17 and 18 are currently pending. In addition, due to the unavailability of joint inventor (Mr. Lovell), Applicant further requested the response be filed absent the joint inventor's signature.

Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to Mail Stop: Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on the date indicated below.

Mark A. Pellegrini, Reg. No. 50,233

2/4/05
DATE